

NOTICE TO BIDDERS AND OFFERORS

Before mailing your offer, please recheck the following:

- (1) Does your offer set forth full, accurate, and complete information as required by this solicitation, including representations and certifications and acknowledgement of any amendments which may have been issued?
- (2) Have you rechecked your figures, including calculations on your work sheets?
- (3) If bid guarantee is required, is it enclosed in proper form and amount including Power of Attorney Affidavit?
- (4) Have you completed and signed all required documents?

FEDERAL ACQUISITION REGULATIONS (FARS)

NOTE:

FAILURE OF A BIDDER TO SUBMIT THE SIGNED CERTIFICATION FOR FAR CLAUSE 52.203-8 SHALL RENDER THE BID NON-RESPONSIVE.

PROPOSAL BOOKLET AND BID SUBMITTAL

It is the responsibility of the bidder to verify that this proposal booklet is complete as listed in the table of contents. Also, the bidder is responsible for submitting all required forms and documents with the bid.

Bidders need only submit with their offers pages numbered A-1 through D-14 and page 1 of 3 "Notice to Bidders and Offerors" which indicates interest in partnering. The remaining pages may be retained by the bidders for their information.

Facsimile or telegraphic bids are not authorized for this solicitation. Bids may be modified or withdrawn by facsimile or telegraphic notice, if such notice is received by the time specified for receipt of bids. The Government will not be responsible for ANY failure attributable to the transmission or receipt of telegraphic or facsimile data.

PARTNERING (See subsection 103.05)

Please indicate your interest in participating in Partnering by checking the appropriate blank below.

_____ The offeror is interested in participating in partnering.

NOTICE TO BIDDERS AND OFFERORS (Cont'd)

_____ The offeror is not interested in participating in partnering.

UTILIZATION OF SMALL BUSINESS, SMALL DISADVANTAGED BUSINESS AND WOMEN-OWNED SMALL BUSINESS CONCERNS, AND SMALL BUSINESS, SMALL DISADVANTAGED BUSINESS AND WOMEN-OWNED SMALL BUSINESS SUBCONTRACTING PROGRAM

Bidders should note their responsibilities in the awarding of subcontracts in accordance with the Utilization of Small Business Concerns and Small Business Concerns Owned and Controlled by Socially and Economically Disadvantaged individuals clause and with the Women-Owned Small Business Concerns clause which are included in the Contract Clauses section of this contract.

The Bidder, if a big business concern, should note their responsibility to establish and conduct a Small Business, Small Disadvantaged Business and Women-Owned Small Business Subcontracting Program in accordance with The Small Business, Small Disadvantaged Business and Women-Owned Small Business Subcontracting Plan clause included in Contract Clause 52.219.9, Alternate I. The successful Low Bidder will be required to submit a Subcontracting Plan within 2 weeks of the opening of bids. If the apparent successful bidder fails to submit a subcontracting plan acceptable to the contracting officer within the allowable time, that bidder may be ineligible for award of the contract.

A list of currently known business concerns owned and controlled by socially and economically disadvantaged individuals and/or women-owned small business concerns that have indicated an interest in participating in highway construction is available upon request.

Bidders are advised that compensation provisions for awarding subcontracts to small business concerns owned and controlled by socially and economically disadvantaged individuals are included in subsections 108.02 and of the Special Contract Requirements.

BONDING

Small business concerns, including minority business enterprises, may obtain assistance in securing necessary bonding for this project by contacting the office of the Small Business Administration located in their State.

NOTICE TO BIDDERS AND OFFERORS (Cont'd)

FOR MINORITY, WOMEN AND DISADVANTAGED BUSINESS ENTERPRISES ONLY:

The Department of Transportation (DOT) Office of Small and Disadvantaged Business Utilization (OSDBU) has programs to assist minority, women-owned and disadvantaged business enterprises to acquire short-term working capital and bonding assistance for transportation-related contracts. This is applicable to any eligible prime or subcontract at any tier. The DOT Bonding Assistance Program enables firms to apply for bid, performance and payment bonds up to \$1.0 million per contract. The DOT provides an 80% guaranty on the bond amount to a surety against losses. Loans are also available under the DOT Short Term Lending Program (STLP) at prime interest rates to provide accounts receivable financing. The maximum line of credit is \$500,000. For further information and applicable forms concerning the Bonding Assistance Program and/or the STLP, please call (800)532-1169.

INDIVIDUAL SURETIES

See FAR contract clause 52.228-11, Pledge of Assets.

PROGRESS PAYMENTS

Bidders are advised that under Construction Contract Requirement Clauses 52.232-5, Payments Under Fixed Price Construction Contracts, 52.232-27, Prompt Payment for Construction Contracts, and 52.232-28, Electronic Funds Transfer Payment Method:

(1) Reimbursement will be made for premiums paid by the Contractor to obtain performance and payment bonds as required under this contract. Payment will be included in the mobilization item and shall not be in addition to the contract price.

(2) Payment to the Contractor will, at the Government's option, be made by check or wire transfer.

(3) The due date for progress payments shall be the 14th day after receipt of the payment request by the Government's designated billing office.

NOTICE TO BIDDERS AND OFFERORS (Cont'd)

UTILIZATION OF FLY ASH AND CONSTRUCTION MATERIALS CONTAINING FLY ASH ON FEDERAL LANDS HIGHWAY PROJECTS.

(1) It is the policy of the United States Government that fly ash and materials containing fly ash shall have maximum practicable opportunity for incorporation into its construction projects.

(2) The Contractor agrees to investigate the use of fly ash and materials containing fly ash to the fullest extent consistent with the efficient performance of this contract. Both the Contractor and the subcontractors are urged to seek out suppliers of fly ash, cement and concrete containing fly ash, and to solicit bids for these materials.

NOTICE TO BIDDERS AND OFFERORS (Cont'd)